

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CENTEX HOMES,) Case No. 2:16-cv-01958-JAD-CWH
Plaintiff,)
v.)
EVEREST NATIONAL INSURANCE)
COMPANY, et al,)
Defendants.)
)
ORDER

10 Presently before the Court is a stipulation to stay discovery (ECF No. 85), filed on June 1,
11 2017. The stipulation is brought by Plaintiff Centex Homes, Defendant Everest National Insurance
12 Company, Defendant Interstate Fire & Casualty Company, and Defendant Lexington Insurance
13 Company. The other named Defendants in this case have not filed a response.

14 The parties stipulate to a stay of discovery in this case until the Court announces a decision
15 on Defendant Lexington Insurance Company’s pending motion to dismiss (ECF No. 65). Under
16 Local Rule 7-2(d), the “failure of an opposing party to file points and authorities in response to any
17 motion, except a motion under Fed. R. Civ. P. 56 or a motion for attorney’s fees, constitutes a
18 consent to the granting of the motion.” As no other parties have filed a response, the Court will grant
19 the stipulation as unopposed.

20 IT IS THEREFORE ORDERED that the parties' stipulation to stay (ECF No. 85) is
21 GRANTED. If any of Plaintiff's claims survive the pending motion to dismiss, the parties must
22 meet and confer and file a discovery plan and scheduling order within 21 days of the Court's
23 decision.

24 || DATED: June 28, 2017.

C.W. Hoffman, Jr.
United States Magistrate Judge